

Key Points Regarding the April 24, 2007 Strawman for Greenhouse Gas Mandatory Reporting

General

- Geographic range: Regulation applies to emissions from specified equipment in New Mexico (not on Indian Lands or in Bernalillo County), but companies can report additional equipment and emissions.
- “Reporting year”: The year in which the data is collected is referred to as the ‘reporting year’, although the report is submitted July 1 of the following year.
- Frequency of reporting: GHG emissions reports would be submitted when requested (prior to the reporting year) by the department. The department may not request reports more than annually, but may request reports less often.
- Earliest commencement of each Phase: Phase 1 reports cannot be requested for any reporting year prior to 2008. Phase 2 reports cannot be requested for any reporting year prior to 2010.
- Participants in the anticipated voluntary ‘Multi-state registry’ would not have to also report GHG emissions under mandatory reporting, although NMED would need access to the data.
- Emissions calculation procedures for emissions required to be reported: Such procedures would be developed by the department with review and comment by interested parties. Procedures would be required to “be consistent with generally accepted protocols for estimation of greenhouse gasses,” and include the recommended methods for estimation and alternative methods. Procedures would have to be finalized prior to the beginning of the reporting year to which they apply.
- Third party verification would not be required, but the usual certification by a company official would apply.

Electric Generators

- Reporting applies to Title V sources that produce above a threshold capacity and have the primary purpose of generating electricity for sale.
- In Phase 1, report CO₂ emissions that result from combustion reported under Title V.
- In Phase 2, report all direct GHG emissions at the facility (not mobile).

Oil and Gas

- During the year prior to each reporting year, the department would create 2 lists of the top producers, based on OCD production data for production not on Indian Lands. Each would include the minimum number of producers to account for a set percentage of production in each of the following 5 categories: BOE in San Juan Basin, BOE in Permian Basin, gas production, oil production, and CO₂ production. Both lists would be sent to producers and interested parties for review and comment.
- In Phase 1, the top 60% [?] of producers and oil and gas companies with Title V sources would report CO₂ emissions from the equipment list proposed by NMOGA, CO₂ from combustion at the Title V sources, and vented CO₂.
- In Phase 2, the top 80% [?] of producers and oil and gas companies with Title V sources would report as above in Phase 1, and the top 60% [?] and oil and gas companies with Title V sources would also report methane emissions.